

Town Board Minutes

**Meeting
No. 26**

Special Meeting

August 5, 2002

SPECIAL MEETING

AUGUST 5, 2002

MEETING NO. 26

A Joint Special Meeting of Town Board Members of the Town of Lancaster and Lancaster Central School District Trustees, Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 5th day of August 2002 at 6:00 P.M. and there were

PRESENT: **MARK MONTOUR, COUNCIL MEMBER**
 RONALD RUFFINO, COUNCIL MEMBER
 DONNA STEMPIAK, COUNCIL MEMBER
 RICHARD ZARBO, COUNCIL MEMBER
 ROBERT GIZA, SUPERVISOR

LORRAINE BONA, PRES. LANCASTER BD. OF EDUCATION
RICHARD FOLEY, VICE PRES. LANCASTER BD. OF EDUCATION
ARLETTE KOKENY, TRUSTEE, LANCASTER BD. OF EDUCATION
MARIE MACKAY, TRUSTEE, LANCASTER BD. OF EDUCATION

ALSO PRESENT: **JOHANNA COLEMAN, TOWN CLERK**
 DR. JOSEPH GIRARDI, LANCASTER SCHOOL SUPERINTENDENT
 EDWARD MYSZKA, LANCASTER SCHOOL ASSISTANT
 SUPERINTENDENT/BUSINESS
 JOHN SWANSON, LANCASTER VILLAGE TRUSTEE

The joint meeting of the Town Board and the School Board of the Town of Lancaster was held to informally discuss the utilization of the Lancaster Middle School on Aurora Street and future growth factors in this community.

At the conclusion of the open forum discussion, the consensus of those present is that each board, Lancaster Central School Board, Lancaster Village Board, and Lancaster Town Board will make a determination as to whether or not they will be supportive of a study to determine the feasibility of the Town of Lancaster and the Village of Lancaster to acquire and utilize the Lancaster Middle School Building.

The joint session ended at 6:52 p.m..

Signed 
Johanna M. Coleman, Town Clerk

Town Board Minutes

**Meeting
No. 27**

Special Meeting

August 5, 2002

Town Board Minutes

August 5, 2002

Meeting No. 27

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 5th day of August 2002, at 6:30 PM and there were

PRESENT: ROBERT GIZA, SUPERVISOR
 MARK MONTOUR, COUNCIL MEMBER
 RONALD RUFFINO, COUNCIL MEMBER
 DONNA STEMPIAK, COUNCIL MEMBER
 RICHARD ZARBO, COUNCIL MEMBER
 STANLEY KEYSA, PLANNING BOARD CHAIRMAN
 LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
 MICHAEL MYSZKA, PLANNING BOARD MEMBER
 MELVIN SZYMANSKI, PLANNING BOARD MEMBER

ABSENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
 JOHN GOBER, PLANNING BOARD MEMBER
 STEVEN SOCHIA, PLANNING BOARD MEMBER

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
 RICHARD SHERWOOD, TOWN ATTORNEY
 JEFFREY SIMME, BUILDING INSPECTOR
 ROBERT LABENSKI, TOWN ENGINEER

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for two (2) actions.

THE FOLLOWING RESOLUTION WAS OFFERED BY
PLANNING BOARD CHAIRMAN KEYSA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK. TO WIT:

WHEREAS, a response to July 11, 2002 letter from Steven Doleski, Regional Permit Administrator for Region 9 of the New York State Department of Environmental Conservation was received by Mark W. Glynn, P.E. Consulting Engineer for **GLYNN GEOTECHNICAL ENGINEERING** in regards to environmental concerns for the site plan of LaFarge North America, Inc.

NOW, THEREFORE, BE IT

RESOLVED, that the response from **GLYNN GEOTECHNICAL ENGINEERING**, dated July 29, 2002, be accepted as adequately responding to the environmental concerns regarding the site plan of LaFarge North America, Inc. rendered by Steven Doleski, Regional Permit Administrator for Region 9 of the New York State Department of Environmental Conservation in his letter dated July 11, 2002.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYSKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

**IN THE MATTER OF THE SEQR REVIEW OF THE
LAFARGE GENESEE - CONCRETE PLANT SITE PLAN**

The Municipal Review Committee proceeded with the Long Environmental Assessment Form on the LaFarge Genesee-Concrete Plant site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Long Environmental Assessment Form entitled "Part 2 Project Impacts and Their Magnitude" which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER SZYMANSKI,
WHO MOVED ITS ADOPTION, SECONDED BY
PLANNING BOARD MEMBER MYSZKA, TO WIT:**

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION
LAFARGE GENESEE - CONCRETE PLANT SITE PLAN
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type I action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately three (3) acres.

The location of the premises being reviewed is 6125 Genesee Street, Lancaster, County of Erie, State of New York

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will not result in a physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action may have a small to moderate impact on surface or ground water quality or quantity.
 - a) It is noted that a State Pollution Discharge Elimination System (SPDES) General Permit for Discharge from Construction Activities is not required; however, best management practices are required.
 - b) It is estimated that the proposed action will use approximately 22,000 gallons of water per day.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will have a small to moderate impact on air quality as a result of an increase in the density of industrial development within an existing industrial area.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or non-endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or palaeontological importance. It is noted that the project site is within a one (1) mile radius of the Hull House. The Hull House is located on the north side of Genesee Street and appears on the New York State Office of Parks, Recreation and Historic Preservation Map.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.

14. The proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA) established pursuant to subdivision 6NYCRR617.14(g)..
15. The proposed action will have a small to moderate impact on existing transportation systems. It is estimated that there will be a net increase of seventy-four (74) truck trips per day.
16. The proposed action will not affect the community's sources of fuel or energy supply.
17. There will be a small to moderate impact relative to odors, noise, or vibration as a result of this proposed action. It is noted that there may be an increase in the local ambient noise level for noise outside of structures.
18. The proposed action will not affect public health and safety.
19. The proposed action will have a small to moderate affect on the character of the existing community.
 - a) It is noted that there will be a small to moderate change in the density of the project site's land use.
 - b) There is likely to be a small increase in employment as a result of the proposed action.
20. There is likely to be public controversy related to potential adverse environmental impacts.

s/s _____

SEAL

Robert H. Giza, Supervisor
Town of Lancaster

August 5, 2002

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a voice vote which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED NO
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYSZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

The Notice of Determination was thereupon adopted.

August 5, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTGOMERY, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has received a final proposed Comprehensive Plan for the Town of Lancaster from the Town Planning Board with a recommendation from the Planning Board that the plan be adopted by the Town Board, and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA) the Town, must cause an environmental review of the proposed plan and to this end the Town Board has engaged the services of Clough, Harbour and Associates Incorporated to prepare a Draft Generic Environmental Impact Statement for the proposed Comprehensive Plan, and

WHEREAS, the SEQRA Municipal Review Committee of the Town of Lancaster has reviewed the Draft Generic Environmental Impact Statement and deems the Draft GEIS to be complete.

NOW, THEREFORE, BE IT

RESOLVED, that the Municipal Review Committee of the Town of Lancaster hereby accepts the Draft Generic Environmental Impact Statement for the proposed Comprehensive Plan as prepared by Clough, Harbour and Associates, Incorporated dated July 2, 2002 as complete and recommends that a Notice of Completion be filed pursuant to 6 NYCRR Part 617.12 of the regulations issued by New York State DEC and that there be a 30 (thirty) day period running from the date of the filing of the Notice of Completion for purposes of the public making written comment to the Town.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

August 5, 2002

File.

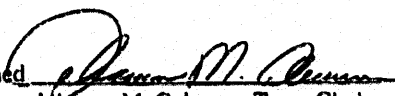
recomprehensiveplan802

ADJOURNMENT:

**ON MOTION OF PLANNING BOARD CHAIRMAN KEYSA AND
SECONDED BY COUNCIL MEMBER STEMPNIAK FOR ADJOURNMENT OF THE
MEETING, on roll, which resulted as follows:**

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MYSZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

The meeting was adjourned at 7:43 P.M.

Signed 
Johanna M. Coleman, Town Clerk

Town Board Minutes

Meeting No. 28

Regular Meeting

August 5, 2002

Town Board Minutes

August 5, 2002

Meeting No. 28

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 5th day of August, 2002 at 8:00 P.M. and there were

PRESENT: MARK MONTOUR, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
RICHARD ZARBO, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
JEFFREY SIMME, BUILDING INSPECTOR
CHRISTINE FUSCO, ASSESSOR
TERRENCE McCracken, GENERAL CREW CHIEF
SUZANNE BLANK, CLERK TYPIST

PERSONS ADDRESSING TOWN BOARD:

Miller, Gabrielle, 61 Olmstead Avenue, spoke to the Town Board on the following matter:

- Would like to have Depew School Board invited to Town Board meetings.

Hathaway, Hal, 713 Pavement Road, spoke to the Town Board on the following matter:

- Concerns about the Site Plan of LaFarge for ready mix plant.

Reru, Fran, 83 Williamsburg Lane, spoke to the town Board on the following matter:

- Questions about decision to have traffic from the Day Care Center egress onto Williamsburg Lane rather than onto William Street.

Tyka, Matthew, 5999 Genesee Street, spoke to the Town Board on the following matter:

- Comments about Site Plan of LaFarge for new ready mix plant.

Refermat, Mary, 139 Lake Avenue, spoke to the Town Board on the following matter:

- Thanks Town Recreation Department for small shelter at playground to shade children.

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- Questions about Tax Abatement to farmed parcels.
- Questions about the Draft Generic Environmental Impact Statement for the proposed Comprehensive Master Plan.

Braun, Melvin, 5984 Genesee Street, spoke to the Town Board on the following matters:

- Opposed to proposal by LaFarge to construct a new ready mix concrete plant.
- Opposed to Town Board allowing persons from outside of Town to speak at Board Meetings.

Brett, James, 659 Harris Hill Road, spoke to the Town Board on the following matters:

- Concerns about weight of trucks traveling on Harris Hill Road and Genesee Street.
- Feels it is premature to adopt Comprehensive Master Plan.

Gull, Henry, 710 Pavement Road, spoke to the Town Board on the following matter:

- Questions about LaFarge Site Plan.
- Comments about a court case.

Hammer, Fred, 240 Ransom Road, spoke to the Town Board on the following matters:

- Question about the possible acquisition of a bucket truck to be shared with the Town of Cheektowaga.
- Comments about Town and School District working together.

Kubicki, Gloria, 15 Maple Drive, spoke to the Town Board on the following matters:

- Questions about particular appointments of clerk-typists.
- Questions about weight limits on particular roads.
- Wants left turn lanes at intersections of Genesee Street & Harris Hill Road and Pleasant View Drive & Harris Hill Road.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Comments about vehicle traffic on Genesee Street.
- Comments about Site Plan for LaFarge.
- Comments about Town Attorney stipend for additional workload.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:31 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to Chapter 13 of the Code of the Town of Lancaster, entitled "Dogs".

The affidavits of publication of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
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NONE

**ON MOTION BY COUNCIL MEMBER RUFFINO, AND SECONDED
BY COUNCIL MEMBER STEMPIAK, FOR ADJOURNMENT OF THE PUBLIC
HEARING, on voice vote, which resulted as follows:**

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

The Public Hearing was adjourned at 8:33 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

August 5, 2002

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED, that the minutes from the Joint Meeting of the Planning Board and the Town Board held July 15, 2002 and the Regular Meeting of the Town Board held July 15, 2002 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
SUPERVISOR GIZA	VOTED YES

August 5, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, in accordance with New York State Department of Agriculture and Markets, Article 25-AA governing agricultural districts, the law allows the use of the agricultural assessment as a basis for benefit assessment or special ad valorem levies, and applies to agricultural lands inside and outside agricultural districts, and

WHEREAS, for agricultural lands inside an agricultural district, these lands are already subject to a limitation on benefit assessments, special ad valorem levies or other rates or fees in certain improvement districts or benefit areas, (sewer, water, lighting, non-farm drainage, and solid waste disposal) as per Section 305.5.

However, for certain districts such as fire, fire protection or ambulance districts, the agricultural assessment can also be used as a basis for determining the benefit assessment or special ad valorem levy on agricultural lands by adopting a resolution to effectuate such assessment or levy for these special districts, as per Section 305.6 of Article 25-AA, and

WHEREAS, for agricultural lands outside an agricultural district, these lands can also gain the benefit of using the agricultural assessment as a basis for the special assessment or special ad valorem levy of such special districts as water, lighting, sewer, sanitation, fire, fire protection, or ambulance district by adopting a resolution to effectuate such assessment or levy to apply to lands outside an agricultural district as per Section 306.5 of Article 25-AA.

NOW, THEREFORE, BE IT

RESOLVED, that for agricultural lands inside an agricultural district, the agricultural assessment, to be used as a basis for special assessment or special ad valorem levy, be extended to apply to certain special districts such as fire, fire protection and ambulance districts, as per Section 305.6, Article 25-AA, NYS Agriculture and Markets Law.

BE IT FURTHER RESOLVED, that for agricultural lands outside an agricultural district, the agricultural assessment, to be used as a basis for special assessment or special ad valorem levy, apply to certain special districts such as water, lighting, sewer, sanitation, fire, fire protection and ambulance districts as per Section 306.5, Article 25-AA, NYS Agriculture and Markets Law.

BE IT FURTHER RESOLVED, that this action shall take effect immediately.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
COUNCIL MEMBER GIZA	VOTED YES

August 5, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, a Public Hearing was held on the 5th day of August, 2002, for the purpose of amending Sections 13-9. D. Fees. (1) and (2) of Chapter 13 - Dogs of the Code of the Town of Lancaster, and persons for and against such amendment have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and posted;

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That Sections 13-9. D. Fees (1) and (2) of Chapter 13 - Dogs of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting the Town Board of the Town of Lancaster held on August 5, 2002;
3. That a Certified Copy thereof be published in the Lancaster Bee on August 8, 2002;
4. That a Certified copy of the amendment be posted on the Town Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town Clerk;

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File: rdognrdinance802

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO DOG ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

NOTICE IS HEREBY GIVEN that Section 13-9. D. Fees. (1) and (2) of Chapter 13, Dogs of the Code of the Town of Lancaster, Erie County, New York, is hereby amended as follows:

CHAPTER 13 - DOGS

§13-9. Adoption; disposition of dogs.

.....

D. Fees

(1) and (2) are hereby deleted and the following adopted in place thereof:

"§13-9.

D. Fees

- (1) There shall be no fee for the adoption of a dog.
- (2) There shall be no fee for the voluntary surrender of a dog to the Dog Control Officer for purposes of adoption.
- (3) There shall be a fee for the euthanasia and disposal of a dog which shall be in an amount equal to the cost incurred by the Dog Control Officer in providing this service.

August 5, 2002

**STATE OF NEW YORK :
COUNTY OF ERIE : SS:
TOWN OF LANCASTER :**

This is to certify that I, **JOHANNA M. COLEMAN**, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of amendment to ordinance with the original thereof filed in my office at Lancaster, New York, on the 5th day of August, 2002 and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 5th day of August, 2002.

Johanna M. Coleman, Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, a vacancy exists in the position of Clerk-Typist, full-time, in the Tax Department of the Office of the Town Clerk of the Town of Lancaster due to the retirement of Kathleen Macko, and

WHEREAS, Mary J. Nowak has requested an internal transfer from the Assessor's Office to the Tax Department of the Office of the Town Clerk and this transfer has been agreed upon by both the Town Clerk and the Assessor.

NOW, THEREFORE, BE IT

RESOLVED, that **MARY J. NOWAK**, 423 Erie Street, Lancaster, New York 14086, be and is hereby granted an internal transfer to the position of Clerk-Typist, full time, permanent, in the Tax Department of the Office of the Town Clerk of the Town of Lancaster, effective August 6, 2002, at a salary of \$31,136 as set forth in the 2002 Schedule of Salaries, with continuation of full benefits.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File: RPERSvapers (P14)

PREFILED RESOLUTION NO. 5 - MEETING OF 8/5/02

Stempniak/ _____ Approve Site Plan LaFarge North America Inc [Site Plan: LaFarge North America Inc]

At the request of Council Member Stempniak, this resolution was withdrawn for further study.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, it is in the public interest for the Parks and Recreation Department of the Town of Lancaster to operate a playground facility in the Town of Lancaster, on property owned by Twin District Volunteer Fire Co, Inc., at 4999 William Street in said Town for the years 2002 and 2003, and

WHEREAS, the Town Attorney has prepared and filed with the Town Clerk, an Agreement setting forth the terms upon which said recreational area will be utilized by the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Supervisor be and is hereby authorized and directed to execute an Agreement between the Town of Lancaster and the Twin District Volunteer Fire Co., Inc. for the Lease by said Association to the Town of Lancaster of its play area on its premises at 4999 William Street in of Lancaster, for the operation of the Town's Recreation Program during its normal summer season for the years 2002 and 2003.

2. That the Town Attorney make distribution of the executed copies of said Agreement to the appropriate parties.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town of Lancaster Youth Bureau operates a Youth Court and Community Sanctions Program, and

WHEREAS, the Executive Director of the Youth Bureau by letter dated July 10, 2002 recommends that the Town of Lancaster enter into an agreement with the Village of Depew for its participation in our Youth Court and Community Sanctions Program through a grant program with the NYS Division of Criminal Justice Services for the years commencing May 1, 2002 through April 30, 2003, and

WHEREAS, the Village of Depew will compensate the Town of Lancaster \$5,000.00 for services provided by the Youth Bureau's Youth Court and Community Sanctions Program during the grant's current contract year which commences May 1, 2002 through April 30, 2003.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Village of Depew for the purpose of the Town of Lancaster Youth Bureau providing services through its Youth Court and Community Sanctions Program for the period of May 1, 2002 to April 30, 2003, with the Village of Depew compensating the Town as follows: \$2,500 on or about September 1, 2002, and \$2,500 on or about January 1, 2003.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
COUNCIL MEMBER GIZA	VOTED YES

August 5, 2002

File: ryouthcourt802

PREFILED RESOLUTION NO. 8 - MEETING of 8/5/02

Zarbo/ _____

**Rescind Resolution #13 From Town Board Meeting Held
July 1, 2002**

This resolution failed due to lack of a second.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Town of Lancaster and the Village of Lancaster have obtained a Local Government Records Management Improvement Fund grant from the State of New York in the amount of \$37,964, and

WHEREAS, the Town and Village desire to create a facility for the archiving of records so that the respective parties can store records in a facility which is not only secure but also less costly than the present practice of paying for storage at a privately owned facility and is further more convenient for retrieval purposes to each of the municipalities, and

WHEREAS, the Town will provide a facility at the Town Center at 525 Pavement Road in the Town of Lancaster for the purpose of archiving records by both the Town and Village, and

WHEREAS, the parties are desirous of entering into a agreement setting forth the terms and conditions governing the construction and use of the facility including access and maintenance, and

WHEREAS, the Town Board deems it in the public interest to enter into such an agreement.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an Intermunicipal Agreement as authorized under Article 5-G of the General Municipal Law for the purpose of construction and use of a archiving facility using grant funds secured from the State of New York as beforementioned.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File: recordsarchivefacility802

PREFILED RESOLUTION NO. 10 - MEETING OF 8/5/02

Giza/ _____ Authorize Aid Application Re: East Hill Foundation For Computer Equipment For Emergency Management Department [East Hill Foundation]

At the request of Supervisor Giza, this resolution was withdrawn for further study.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER RUFFINO, TO WIT:

WHEREAS, the Assessor of the Town of Lancaster, Christine Fusco, has requested the appointment of Linda A. Herrmann to the position of Clerk-Typist in the Office of the Assessor of the Town of Lancaster, and

WHEREAS, the current eligibility list for the position of Clerk-Typist has been duly canvassed by the Assessor, Christine Fusco, and Linda A. Herrmann qualifies for appointment to this position pursuant to the procedures as set forth in the Civil Service Law, and

WHEREAS, a vacancy exists in the position of Clerk-Typist in the Office of the Assessor of the Town of Lancaster due to the lateral transfer of Mary J. Nowak to the Tax Department of the Town Clerk's Office.

NOW, THEREFORE, BE IT

RESOLVED, that Linda A. Herrmann, 25 Redlein Drive, Lancaster, New York 14086, be and is hereby appointed to the permanent civil service position of Clerk-Typist, full time, in the Office of the Assessor of the Town of Lancaster, effective August 19, 2002, at a salary of \$31,136, as set forth in the 2002 Schedule of Salaries for said position, with full benefits, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File: RPERS.CIV (12)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has requested the purchase of One (1) New and Unused Skid Steer Loader for the use of the Highway Department, and

WHEREAS, the Highway Committee of the Town Board recommends that such purchase be authorized.

NOW THEREFORE, BE IT

RESOLVED, as follows:

(4) That Bids be received by the Town Clerk on August 23, 2002 at 10:00 o'clock A.M. Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of purchasing One (1) New and Unused Skid Steer Loader for the use of the Highway Department in accordance with specifications on file in the Town Clerk's Office, and

(2) That the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Bee and post notices thereof as required by Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File: rhghwayskidsteerloader802

LEGAL NOTICE

**TOWN OF LANCASTER
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Clerk of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to 10:00 o'clock A.M., Local Time, on the 23rd day of August, 2002, for the purpose of providing One (1) New and Unused Skid Steer Loader to the Town of Lancaster for the use of the Highway Department, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A Certified Check or Bid Bond in an amount representing five percentum (5%) of the total bid, payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: JOHANNA M. COLEMAN
Town Clerk

August 5, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER MONTOUR. TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has received a final proposed Comprehensive Master Plan for the Town of Lancaster from the Town Planning Board with a recommendation from the Planning Board that the plan be adopted by the Town Board, and

WHEREAS, pursuant to the State Environmental Quality Review Act, (SEQRA) the Town must cause an environmental review of the proposed plan and to this end the Town Board has engaged the services of Clough, Harbour and Associates Incorporated to prepare a Draft Generic Environmental Impact Statement for the proposed Comprehensive Master Plan, and

WHEREAS, the Town Board of the Town of Lancaster has reviewed the Draft Generic Environmental Impact Statement and deems the Draft GEIS to be complete.

**NOW, THEREFORE, BE IT
RESOLVED :**

1) That the Town Board of the Town of Lancaster acting as lead agency hereby accepts the Draft Generic Environmental Impact Statement submitted for the proposed Comprehensive Master Plan as adequate and complete.

2) The Town Board does hereby set a 30 (thirty) day public comment period to commence from the date of filing of the Notice of Completion during which time the Town will receive and accept written comments from the public at the office of the Town Clerk, which period to offer written comments will expire at 4 P.M. Local Time on September 11, 2002.

3) The Town Board directs that the Town Attorney file and publish a Notice of Completion with respect to the Draft Generic Environmental Impact Statement for the proposed Comprehensive Master Plan and directs the filing of copies of such notices and the Draft GEIS, in accordance with the requirements set forth in SEQRA 6 NYCRR section 617.12.

4) The Town Board further directs that the Town Clerk distribute the Draft Generic Environmental Impact Statement pursuant to the regulations contained in 6 NYCRR section 617.12 and make documents accessible to the public at the Town Clerk's office, and further the Town Board authorizes the Town Clerk to charge for copies of the documents made pursuant to the authority in the SEQRA regulations and further directs that the Town Clerk provide copies of the Draft Generic Environmental Impact Statement and the Comprehensive Plan for public review at each of the public libraries within the Town.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File:

rcomprehensiveplan802a

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE OF COMMENT PERIOD

LEGAL NOTICE IS HEREBY GIVEN, that a Draft Generic Environmental Impact Statement, Draft (GEIS) has been completed and accepted for the proposed Comprehensive Master Plan for the Town of Lancaster.

Written comments on the Draft GEIS will be accepted in the office of the Town Clerk, 21 Central Avenue, Lancaster, New York through 4:00 PM, Local Time on September 11, 2002.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: JOHANNA M. COLEMAN
Town Clerk

August 5, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA. WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPNIAK. TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by
the Director of Administration and Finance, to wit:

Claim No. 15353 to Claim No. 15663 Inclusive

Total amount hereby authorized to be paid: \$1,072,718.75

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File: Relaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER MONTOUT, TO WIT:

RESOLVED that the following Building Permit Applications be and
are hereby reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

NEW PERMITS:

9588	Tarnowski, Bruce	25 Donna Lea Dr	Er. Deck
9589	Bajak, Michael	19 Windsor Ridge Dr	Er. Deck
9590	Ciccarelli, Nick	5375 Genesee St	Er. Sign-Temp
9591	Ciccarelli, Nick	5375 Genesee St	Er. Sign-Wall
9592	Fronczak, Jimmy	47 Quail Run Ln	Er. Pool-Abv Gmd
9593	Donato Developers	212 Nathan's Trl	Er. Dwlg.-Sin.
9594	Precision Fence	21 Cobblestone Ct	Er. Fence
9595	Upstate Builders Inc	51 Trentwood Trl N	Er. Shed
9596	Bules, James	195 Peppermint Rd	Er. Fence
9597	Economy Tree Service	4987 Transit Rd	Dem. Building
9598	Buffalo Pools	3 Parkedge Dr	Er. Pool-Abv Gmd
9599	Haniszewski, Edward Jr	57 Wyandotte St	Er. Pool-Abv Gmd (V/L)
9600	J Gun Enterprises Inc	6 Schiffler Ct	Er. Pool-Abv Gmd
9601	Bennet, Rod	6 Schiffler Ct	Er. Deck
9602	Rine, Darlene	3 Parkedge Dr	Er. Shed
9603	Frey's Olde Time Furn.	264 Ransom Rd	Er. Shed
9604	Spada, Peter	11 Windcroft Ln	Er. Deck
9605	Complete Home Imprv.	6085 Broadway	Er. Res. Add.
9606	Cintas	5740 Genesee St	Install Tank
9607	Ferruccio, Michael	203 Peppermint Rd	Er. Garage
9608	MFC Construction	3893 Walden Ave	Er. Comm. Alt.
9609	Kostek, Gary	39 Quail Run Ln	Er. Shed
9610	Iroquois Fence	80 Michael's Walk	Er. Fence
9611	Ferry Builders	118 Nichter Rd	Er. Dwlg.-Sin.
9612	SW Ferry Builders	6376 Genesee St	Er. Dwlg.-Sin.
9613	Wieczorek, Matthew	3839 Walden Ave	Er. Pool-Abv Gmd
9614	Ruof, Kenneth	155 Iroquois Ave	Er. Deck
9615	Crawford, Howard	5145 William St	Er. Res. Add.
9616	All Craft Inc	9 Gale Dr	Er. Res. Add.
9617	Circolo Sportivo Italia	4817 Transit Rd	Er. Sign-Temp
9618	Marrano/Marc Equity	25 Apple Blossom Blvd	Er. Dwlg.-Sin.

9619		Complete Home Imprv.	54 Second Ave	Er. Res. Add.	(V/L)
9620		Kid's Korner	2655 Wehrle Dr	Er. Sign-Temp	
9621		Parco Builders	26 Pleasant View Dr	Er. Pole Barn	
9622		Forbes Homes	8 Thomas Dr	Er. Dwlg.-Sin.	
9623		Iroquois Fence	299 Enchanted Forest N	Er. Fence	
9624		Glamour Pools	40 Woodgate Dr	Er. Pool-In Grnd	
9625		Glamour Pools	40 Woodgate Dr	Er. Fence	
9626		Moore, Thomas	31 Hidden Trl	Er. Fence	
9627		Avalon Pool	60 Stony Brook Dr	Er. Pool-Abv Grnd	
9628		Marrano/Marc Equity	1 Sugar Mill Ct	Er. Dwlg.-Sin.	
9629		Dehn, Raymond	1908 Como Park Blvd	Er. Deck	(V/L)
9630		Gramza, Ronald	9 Fox Hunt Rd	Er. Shed	
9631		Simme, Jeffrey	38 Lombardy St	Dem. Garage	(V/L)
9632		Stockslader, Jon	18 Ronald Dr	Er. Pool-Abv Grnd	
9633		Buffalo Pools Inc	55 Quail Run Ln	Er. Pool-Abv Grnd	
9634		Beauty Pools Inc	749 Aurora St	Er. Pool-In Grnd	
9635		Domanowski, Sigmund	5017 William St	Er. Deck	
9636		Creative Fence	100 Fourth Ave	Er. Fence	(V/L)
9637		National Fuel Gas	0 Genesee St	Er. Sign-Wall	
9638		Glamour Pools	33 Stony Brook Dr	Er. Pool-In Grnd	
9639		Saba, David	33 Stony Brook Dr	Er. Fence	
9640		Merlino, Mark	21 Southpoint Dr	Er. Res. Add.	
9641		Glamour Pools	76 Old Post Rd	Er. Pool-In Grnd	
9642		Neely, Michael	55 Trentwood Trl N	Er. Shed	
9643		Wrobel, Daniel	266 Ransom Rd	Er. Fence	
9644		Cropper, Janet	962 Ransom Rd	Er. Shed	
9645		Buffalo Pools	27 St Joseph St	Er. Pool-Abv Grnd	(V/L)
9646		McHugh, Jeanne	41 Edgewood Rd	Er. Fence	(V/L)
9647		Petrushesky, Steven	34 Running Brk Dr	Er. Shed	
9648		Fronczak, Michael	3 Woodstream Dr	Er. Deck	
9649		Sanner, Raymond	35 St Marys St	Er. Shed	(V/L)
9650		Kasperek, Richard	1200 Penora St	Er. Pool-In Grnd	
9651		Beauty Pools Inc	12 Quail Run Ln	Er. Fence	
9652		Beauty Pools Inc	12 Quail Run Ln	Er. Pool-In Grnd	
9653		Oxner, Brodes	4876 William St	Dem. Bldg.	
9654		Peters, Thomas	1460 Townline Rd	Er. Shed	
9655		Black Hat Chimney	3 Partridge Walk	Er. Fireplace	
9656	SW	MGR Construction	129 Peppermint Rd	Er. Dwlg.-Sin.	
9657		Forbes Homes	8 Buckingham Ct	Er. Dwlg.-Sin.	
9658		Fischione Const Co	2 Old Mill Run	Er. Dwlg.-Sin.	
9659		Dantonio, Christipher	29 Parkedge Dr	Er. Shed	
9660	SW	Forbes Homes	554 Hall Rd	Er. Dwlg.-Sin.	
9661		Cicero, Darryl	15 Katelyn Ln	Er. Pool-Abv Grnd	Pmt
9662		Whyle, Mark	20 Quail Run Ln	Er. Shed	

9663	Kaus, Stephen	533 Ransom Rd	Er. Pool-Abv Grnd
9664	Moeller Sign Service	6733 Transit Rd	Er. Sign-Wall
9665	Curtis, Daniel	732 Aurora St	Er. Pole Barn
9666	Reamsnyder, George	5635 Broadway	Er. Pool-Abv Grnd (V/L)
9667	Zureck, Dennis	4 Wendtworth Ct	Er. Pool-In Grnd
9668	Beauty Pools, Inc	4 Wendtworth Ct	Er. Fence
9669	Beauty Pools, Inc	749 Aurora St	Er. Fence
9670	Ryan Homes	24 Creekwood Dr	Er. Dwlg.-Sin.
9671	Blake Custom Carpentry	207 Enchanted Forest N	Er. Deck
9672	Graffiti Grafix & Signs	231 Aurora St	Er. Sign (V/L)
9673	Jarczyk, Kevin	13 Plumb Creek Trl	Er. Res. Add.
9674	Sabastaino, Michael	1170 Penora St	Er. Garage
9675	Paragon Northeast Corp	72 Ward Rd	Er. Comm. Add.
9676	Strock Contracting Inc	11 Lake Ave	Dem. Dwlg. (V/L)
9677	Marrano/Marc Equity	74 Stony Brook Dr	Er. Dwlg.-Sin.
9678	Ryberg, Donald	75 Westwood Rd	Er. Pool-Abv Grnd
9679	Ryberg, Donald	75 Westwood Rd	Er. Deck
9680	Bison Fence	561 Pleasant View Dr	Er. Fence
9681	Chaves, David	12 Huntley Pl	Er. Shed (V/L)
9682	Buffalo Pools Inc	11 Wilkshire Pl	Er. Pool-Abv Grnd
9683	Frey's Olde Time Furn.	8 Park Walk	Er. Shed
9684	Biracrec, Thomas	1122 Penora St	Er. Res. Add.
9685	Dick, Donald	333 Central Ave	Er. Res. Alt. (V/L)
9686	Kasperek, Richard	135 Nathan's Trl	Er. Pool-Abv Grnd
9687	Girdlestone, James	41 Greenbriar Dr	Er. Shed
9688	WRK Services Inc	142 Schlemmer Rd	Er. Res. Add.
9689	Ryan Homes	31 Creekwood Dr	Er. Dwlg.-Sin.
9690	Oncida Concrete Prod.	5 Oakwood Comm	Er. Fence
9691	Meadowood Apartments	4845 Transit Rd	Er. Sign-Temp
9692	Verizon Wireless	0 Penora St	Alt. Com. Tower
9693	Colley's Pool Sales Inc	21 Greenmeadow Dr	Er. Pool-In Grnd
9694	Colley's Pool Sales Inc	21 Greenmeadow Dr	Er. Fence
9695	Dixon, Doug	225 Enchanted Forest N	Er. Dwlg.-Sin.
9696	J Gun Enterprises Inc	35 Country Pl	Er. Pool-Abv Grnd
9697	Paner, John	3 Hillside Pky	Er. Fence
9698	Dirschberger, Albert	14 Schiffler Ct	Er. Shed
9699	Iroquois Fence Co	5111 Transit Rd	Er. Fence
9700	Koslowski, Robert	473 Aurora St	Remove Tanks
9701	Latella, John	205 Central Ave	Er. Deck (V/L)
9702	Premier Fence Co	77 Cotton St	Er. Fence (V/L)
9703	Marrano/Marc Equity	28 Cedar Brook Dr	Er. Dwlg.-Sin.
9704	Wilkowski, Robert	53 Camner Ave	Er. Res. Add. (V/L)
9705	Aquaman Pools	34 Summerfield Dr	Er. Pool-Abv Grnd
9706	Wagner, Roger	5 Partridge Walk	Er. Deck

9707	Santoro Signs Inc	4779 Transit Rd	Er. Sign-Wall	
9708	F & D Construction	384 Stony Rd	Er. Deck	
9709	Lovejoy Builders Inc	15 Ann Marie Dr	Er. Dwlg.-Sin.	
9710	Gangloff, Ronald	19 Garfield St	Er. Deck	(V/L)
9712	Hammer, Walter	169 Steinfeldt Rd	Er. Garage	
9714	All Craft Inc	112 Maple Dr	Er. Deck	

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

August 5, 2002

File:Rbldg2

COMMUNICATIONS & REPORTS:

- 732. NYS Dept. of Health & Environmental Facilities Corporation to Town Board -
Memorandum regarding Drinking Water State Revolving Fund. DISPOSITION =
Received and Filed
- 733. Erie County Department of Environment & Planning to Town Board -
Notice of Household Hazardous Waste Drop-Off Day in Tonawanda on July 20,
2002. DISPOSITION = Received and Filed
- 734. Verizon to Town Board -
Enclosed informational fliers for area code 585. DISPOSITION = Received and
Filed
- 735. NYS DEC to Town Attorney -
Notification of Lead Agency Designation to Town of Lancaster regarding LaFarge
Genesee - Concrete Plant. DISPOSITION = Planning Committee
- 736. Town Engineer to Building Inspector -
Memorandum regarding Paul McAllister property. DISPOSITION = Planning
Committee
- 737. Ralph Perry to Town Board -
Comments concerning proposed rezone petition of Paul McAllister. DISPOSITION
= Planning Committee
- 738. Joseph F. Killian to Town Board -
Comments concerning proposed rezone petition of Paul McAllister. DISPOSITION
= Planning Committee
- 739. Roy Schneggenburger to Town Board -
Comments concerning proposed rezone petition of Paul McAllister. DISPOSITION
= Planning Committee
- 740. Municipal Insurance Consultants Inc. to Director of Administration & Finance -
Insurance proposals and premium comparisons. DISPOSITION = Supervisor
- 741. Erie County Department of Environment & Planning to Supervisor -
Notice of completion of review process for Walden Avenue and Pavement Road
(Eastport Commerce Center). DISPOSITION = Planning Committee
- 742. Lt. Ernest J. Dombrowski to Chief of Police, Town Board -
Notice of retirement effective August 31, 2002. DISPOSITION = Received and
Filed
- 743. Erie County Department of Environment & Planning to Supervisor -
Letter transmitting draft contract for funding improvements at Pavement Road and
Walden Avenue. DISPOSITION = Received and Filed
- 744. Village of Lancaster Fire Safety Education Director to Supervisor, Town Board -
Invitation to attend "Fire Prevention and Life Safety Family Day". DISPOSITION
= Received and Filed
- 745. Village of Lancaster to Supervisor -
Notice of pending inspection of Town Hall regarding Central Avenue
improvements. DISPOSITION = Received and Filed
- 746. Erie County Department of Environment & Planning to Town Board -
Notice of Household Hazardous Waste Drop-Off Day in Tonawanda on July 20,
2002. DISPOSITION = Received and Filed
- 747. Council Member Montour to County Legislator Larson -
Request for status regarding left turn signal at intersection of William Street and
Aurora Street. DISPOSITION = Received and Filed

748. Town Clerk to Zoning Board Members, Building Inspector, Town Attorney -
Transmittal of legal notice of a Public Hearing to be held on August 8, 2002.
DISPOSITION = Received and Filed
749. Planning Board Chairman to Planning Board, Town Board, Town Engineer, Town
Attorney, Building Inspector -
Draft copy of Planning Board minutes of meeting held July 17, 2002.
DISPOSITION = Received and Filed
750. Planning Board to Town Board -
Recommendation to approve (conditions noted) LaFarge Concrete, 6125 Genesee
Street. DISPOSITION = Planning Committee
751. Safety Coordinator to Town Board -
Minutes of Safety Steering Committee meeting held July 17, 2002. DISPOSITION
= Received and Filed
752. Safety Coordinator to Town Board -
Update on Safety Policy for the Town. DISPOSITION = Received and Filed
753. Erie County Dept. of Environment & Planning to Supervisor -
Enclosure of draft contract for funding of highway improvements at Pavement Road
and Walden Avenue in the amount of \$500,000 in Community Development Block
Grant funds. DISPOSITION = Received and Filed
754. Great Lakes United Coalition to Supervisor -
Transmittal of a resolution opposing the U.S. Army Corps of Engineers Great Lakes
Navigational System review in regards to withdrawing funds for major construction
in the Great Lakes to allow access of Panamax-sized ships. DISPOSITION =
Received and Filed
755. NYS Assembly Member Tokasz to Verizon -
Request coordination of a specific time frame for accomplishing future phases of
utility work in regards to road construction project on Broadway. DISPOSITION =
Received and Filed
756. Town Clerk to Various News Media -
Notice to media of special meeting, August 5, 2002 at 6:00 PM, of the Town Board
jointly with the Lancaster School Board. DISPOSITION = Received and Filed
757. Town Clerk to Various News Media -
Notice to media of SEQR MRC meeting, August 5, 2002 at 6:30 PM to review the
site plan of application of LaFarge Genesee Concrete Plant. DISPOSITION =
Received and Filed
758. Town Attorney to Town Board, Planning Board, Town Clerk, Building Inspector, Town
Engineer -
Notice of SEQR meeting August 5, 2002 at 6:30 PM regarding the site plan of
LaFarge Genesee Concrete Plant. DISPOSITION = Received and Filed
759. Council Member Zarbo to Supervisor, Town Attorney, Town Clerk -
Request resolution to rescind resolution # 14 from July 1, 2002 meeting.
DISPOSITION = Resolution 8/5/02
760. Council Member Zarbo to Supervisor, Town Clerk -
Letter regarding Town Board minutes of July 15, 2002 meeting. DISPOSITION =
Received and Filed
761. Highway Superintendent to Town Board -
Request resolution for bids for purchase of Skid Steer Loader. DISPOSITION =
Resolution 8/5/02
762. Assessor to Town Board -
Request appointment of Clerk-Typist. DISPOSITION = Resolution 8/5/02

763. Town Attorney to Municipal Review Committee -
Enclosure of response from Glynn Geotechnical Engineering re: LaFarge North America, Inc. DISPOSITION = Received and Filed
764. NYS Employees' Retirement System to Supervisor -
Advise ment that the employer contribution rates will be significantly less than estimated. DISPOSITION = Received and Filed
765. Town Clerk to Town Board -
Transmittal of final report of the 2002 Town/County Tax collection. DISPOSITION = Received and Filed

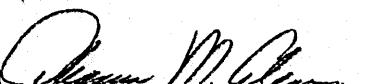
ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER STEMPNIAK AND SECONDED
BY COUNCIL MEMBER RUFFINO FOR ADJOURNMENT OF THE MEETING, on roll,
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

The meeting was adjourned at 9:45 P.M.

Signed


Johanna M. Coleman, Town Clerk